

UNITED STATES COURT OF APPEALS DISTRICT OF COLUMBIA CIRCUIT

333 Constitution Avenue, NW
Washington, DC 20001-2866
Phone: 202-216-7000 | Facsimile: 202-219-8530

AGENCY DOCKETING STATEMENT

Administrative Agency Review Proceedings (To be completed by appellant/petitioner)

1. CASE NO. 18-1295 2. DATE DOCKETED: 10-26-2018
3. CASE NAME (lead parties only) Dycora Transitional Health & Living - Visalia LLC National Labor Relations Board
4. TYPE OF CASE: ☒ Review ☐ Appeal ☐ Enforcement ☐ Complaint ☐ Tax Court
5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? ☐ Yes ☒ No
If YES, cite statute _____
6. CASE INFORMATION:
 - a. Identify agency whose order is to be reviewed: National Labor Relations Board
 - b. Give agency docket or order number(s): NLRB-32CA206624; NLRB-32CA210419
 - c. Give date(s) of order(s): 10-18-2018
 - d. Has a request for rehearing or reconsideration been filed at the agency? ☐ Yes ☒ No
If so, when was it filled? _____ By whom? _____
Has the agency acted? ☐ Yes ☐ No If so, when? _____
 - e. Identify the basis of appellant's/petitioner's claim of standing. See D.C. Cir. Rule 15(c)(2):
Petitioner is aggrieved by a final decision and order of the NLRB against Petitioner and requiring
certain actions, and thus Petitioner may seek review of the NLRB's order under 29 U.S.C. sec. 160(f).
 - f. Are any other cases involving the same underlying agency order pending in this Court or any other?
☐ Yes ☒ No If YES, identify case name(s), docket number(s), and court(s) _____
 - g. Are any other cases, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve *substantially the same issues* as the instant case presents?
☐ Yes ☒ No If YES, give case name(s) and number(s) of these cases and identify court/agency: _____
 - h. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? ☐ Yes ☒ No If YES, provide program name and participation dates. _____

Signature /s/ Ronald J. Holland Date 11-29-2018

Name of Counsel for Appellant/Petitioner Ronald J. Holland

Address McDermott Will & Emery LLP, 3 Embarcadero Center, Suite 1350, San Francisco, CA 94111

E-Mail rjholland@mwe.com Phone (628) 218-3829 Fax (628) 877-0116

ATTACH A CERTIFICATE OF SERVICE

Note: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement.

CERTIFICATE OF SERVICE

I certify that I electronically filed a true, accurate and correct copy of the foregoing AGENCY DOCKETING STATEMENT with the United States Court of Appeals for the District Of Columbia Circuit on November 29, 2018 via the Court's CM/ECF system. I certify that the foregoing document was served on all parties or their counsel of record through the CM/ECF system.

/s/ Ronald J. Holland

Ronald J. Holland

Attorneys for Petitioner

Dycora Transitional Health & Living –
Visalia LLC